

**MINUTES OF A REGULAR MEETING
OF THE
EULESS CITY COUNCIL
TUESDAY, FEBRUARY 23, 2010**

A regular meeting of the Euless City Council was called to order by Mayor Mary Lib Saleh at 4:05 p.m. on Tuesday, February 23, 2010, in the Precouncil Conference Room of City Hall, 201 North Ector Drive. Those present included: Mayor Mary Lib Saleh, Mayor Pro Tem Tim Stinneford, Council Members Leon Hogg, Linda Martin, Donna Mickan, Glenn Porterfield, and Perry Bynum.

During the Precouncil meeting:

- Mayor Mary Lib Saleh expressed her appreciation to everyone who had a part in the Board and Commission's dinner program held on Monday, February 22, 2010, at Texas Star. She also advised that she had attended several transportation meetings and reported that a groundbreaking was held for the DFW Connector project in Grapevine and construction is expected to continue over the next three to four years. Additionally, construction related to the North Tarrant Express project will begin in August.
- Council Member Leon Hogg reported that he attended a ribbon cutting held at Harmony Science Academy located at the southeast corner of FM 157 and Euless Boulevard.
- City Manager Gary McKamie reminded the City Council about the upcoming Euless Revitalization (ER) blitz scheduled for March 12 and 13, 2010. He added that this year's blitz includes the rehabilitation of 17 homes. He also advised that he will be out of the office beginning mid-day Friday, February 26 and returning on Tuesday, March 9, 2010.
- Jimmy Payton, former mayor of Euless and member of the Calloway Cemetery Association, and David Allen, Euless G.I.S. Manager, demonstrated a program utilizing Geographic Information Systems (G.I.S.) technology to plot gravesites at the Calloway Cemetery. The program includes photographs of the headstones, as well as death certificates, if available. Biographical data regarding the deceased can be added as well. Mr. Payton introduced members of the Association that were present for the demonstration, and expressed his appreciation to G.I.S. Manager David Allen for his assistance in designing the system, the Euless Historical Preservation Committee for their assistance and contributions, and Parks and Community Services for their support. Members of the Historical Preservation Committee who were in attendance for the presentation included David Massey, Weldon Cannon, Helen Payton, Bill Byers, Betty Fuller, and Bill Golden.
- Planning and Development Director Chris Barker reported that the Hideaway Court Homeowners Association is requesting that the City enforce traffic regulations in the gated subdivision. He explained that in accordance with the Texas Transportation Code, Section 542.008, the City Council must adopt an Ordinance extending any traffic rules that apply to a road owned by the municipality to the roads in the

subdivision. An item will be included on the next City Council agenda for consideration.

- Public Works Director Ron Young addressed the City Council regarding the Live Oak Drainage project (formerly referred to as Hurricane Creek). He explained that the City purchased a single-family residence on Marlene Drive and the structure will be demolished in March, so that a 15-foot access ramp can be constructed from Marlene Drive to the creek bed to alleviate flooding issues in the area. The addition of the access ramp will provide a large opening for water to flow to the creek.
- City Manager McKamie advised that storm clean up is continuing throughout the city. He added that city crews, including Public Works and Parks and Community Services have been out in force removing and hauling off storm debris. Tarrant County Public Works has also provided assistance with storm debris removal in the city. Parks and Community Services Director Ray McDonald added that some of the debris has been chipped into mulch for use in city parks.
- Planning and Development Director Chris Barker reviewed the current residential and commercial growth and development activity. He noted that 11 new residential building permits were issued in the month of January 2010. Additionally, he advised that the monthly development reports can be found on the city's website.
- Public Works Director Ron Young updated the City Council regarding the status of the Fuller-Wiser connector project, and advised that the Bear Creek erosion project has been delayed due to inclement weather. Additionally, he stated that work on the Community Development Block Grant - Recovery Act program (CDBG-R) Sanitary Sewer project will begin on March 1, 2010.
- Fleet and Facilities Administrator Kyle McAdams updated the City Council on the status of the Senior Center construction project.
- City Manager McKamie advised the City Council that the Hurst-Euless-Bedford Independent School District has scheduled a bad weather make up day for Saturday, April 24, 2010. He advised that the annual Arbor Daze event is scheduled for that same weekend and school district and student participation will be impacted due to the date conflict. Further discussion regarding the decision to hold the event will take place at the March 9, 2010, Pre-Council meeting.
- City Manager McKamie reviewed the Regular Agenda items.

CLOSED SESSION

The City Council convened into closed session at 6:30 p.m. for deliberation regarding contemplated and pending litigation related to Primary Purpose Homes and Euless v. Overton as authorized by Section 551.071 of the Texas Government Code. The City Council recessed the closed session at 6:40 p.m.

COUNCIL CONSIDERATION OF SCHEDULED ITEMS – COUNCIL CHAMBERS

The Euless City Council continued their meeting in the Council Chambers at 7:00 p.m. for consideration of scheduled items.

STAFF MEMBERS PRESENT

City Manager Gary McKamie
Deputy City Manager Loretta Getchell
City Attorney Bob McFarland
City Secretary Susan Crim
Deputy City Secretary Kim Sutter
Director of Planning and Development Chris Barker
Police Chief Mike Brown
Director of Economic Development and Administrative Services Mike Collins
Director of Parks and Community Services Ray McDonald
Director of Finance Vicki Rodriguez
Director of Public Works Ron Young
Assistant Chief of Police Bob Freeman
Assistant Chief of Police Harland Westmoreland
Communications/Marketing Manager Betsy Deck
Texas Star General Manager Glenda Hartsell-Shelton
Library Administrator Kate Lyon
Human Resources/Risk Administrator Carolyn Marshall
Fleet and Facility Administrator Kyle McAdams
Information Services Administrator Dan McLain
Public Works Manager J.T. Ackerman
Accountant Diana Ayala
City Engineer Robert Barker
Senior Planner Stephen Cook
Computer Services Specialist Jake Dilliplane
Lieutenant Steve Eskew
Records Supervisor Michele Hastings
Lieutenant Steve Kockos
Sergeant Gary Landers
Facilities Attendant Jerald Lively
Police Records Clerk Jolie McManus
Division Chief/EMS Coordinator Jeff Morris
Lieutenant Danny Neil
Senior Police Officer Mark Portman
Risk/Human Resources Generalist Connie Scott-Ortiz
Benefits Technician Zella Stierwalt
Administrative Secretary Danette Thorpe
Office Technician Leigh Ann Toney
Office Technician Mallory Waits
Sergeant Ron Williamson

VISITORS

Bill Byers
Iris Elliott
Kenneth Jacobs, Jr.
Ronnie Ortiz
Sapphire Ortiz
Billy Owens
Joe Portman

Judy Portman
Leslie Portman
Nate Portman
Rene Portman
Andres Scott
Carroll "Scotty" Scott
Luz Scott

Mike Scott
Ceciliana Scott
Cristina Scott
Justin Smith
Mary Smith
Jake Thomasson

and others as noted in the visitor register.

INVOCATION

Deputy City Manager Loretta Getchell gave the invocation.

PLEDGE OF ALLEGIANCE

Council Member Leon Hogg led the Pledge of Allegiance.

ITEM NO. 1. PRESENTATION OF EMPLOYEE OF THE MONTH FOR MARCH

Human Resources/Risk Administrator Carolyn Marshall introduced Connie Scott-Ortiz, Risk/Human Resources Generalist. Connie was accompanied by her husband, Ronnie, son, Andres, daughter, Sapphire, mother, Luz, father, Carroll "Scotty" Scott, brother, Mike Scott, sister-in-law, Cristina Scott, niece, Ceciliana Scott, and Benefit Technician Zella Stierwalt.

Mayor Saleh presented Connie with a plaque and certificate commemorating her selection as Employee of the Month.

ITEM NO. 2. PRESENTATION OF PROCLAMATION

Police Chief Mike Brown introduced Senior Police Officer Mark Portman. Officer Portman was accompanied by his wife, Judy, daughter, Leslie, son, Joe, daughter-in-law, Rene, and grandson, Nate, Assistant Chief of Police Bob Freeman, Assistant Chief of Police Harland Westmoreland, Lieutenant Steve Eskew, Records Supervisor Michele Hastings, Lieutenant Steve Kockos, Sergeant Gary Landers, Police Records Clerk Jolie McManus, Lieutenant Danny Neil, and Sergeant Ron Williamson.

Mayor Saleh read and presented a proclamation to Senior Police Officer Mark Portman in recognition of his retirement after serving twenty-six years as a member of the Euless Police Department

CONSENT AGENDA (Items 3 through 6)

Council Member Martin motioned to approve Consent Agenda items numbered 3 through 6.

Council Member Mickan seconded the motion.

Ayes: Mayor Saleh, Mayor Pro Tem Stinneford, Council Members Hogg, Martin, Mickan, Porterfield, and Bynum

Nays: None

Mayor Saleh declared the motion carried.

ITEM NO. 3. APPROVED RENEWAL OF BID NO. 009-07

Approved renewal of annual contract for mowing maintenance to Whitmore and Sons, Inc. in the amount of \$129,130.00 for the mowing maintenance of city medians and city parks, and to O'Donnell's Landscape Services, Inc. in the amount of \$61,542.00 for the mowing maintenance of the City Hall campus, city facilities, city owned right-of-way, and the Police and Courts campus.

ITEM NO. 4. APPROVED RESOLUTION NO. 10-1337

Approved Resolution No. 10-1337, supporting an application to establish a Municipal Setting Designation (MSD) for a tract of land located in the City of Grand Prairie at 902 Fountain Parkway.

ITEM NO. 5. APPROVED RESOLUTION NO. 10-1338

Approved Resolution 10-1338, authorizing expenditures for the Tarrant County HOME Investment Partnerships Program for Program Year 2010. The City of Euless has requested \$300,000.00 in HOME funding to be expended on HOME eligible activities within the city's jurisdiction and has agreed to meet all applicable matching contribution requirements in accordance with the Code of Federal Regulations §92.218; §92.219; and §92.220.

ITEM NO. 6. APPROVED CITY COUNCIL MINUTES

Approved the minutes of the regular City Council Meeting of February 9, 2010.

REGULAR AGENDA

ITEM NO. 7. APPROVED FIRST AND FINAL READING OF ORDINANCE NO. 1870

Mayor Pro Tem Stinneford motioned to approve Ordinance No. 1870, amending Chapter 78, "Taxation", Article IV, "Hotel Occupancy Tax", Section 78-121, "Definitions", and Section 78-126, "Violation of Article; Penalty", of the Euless Code of Ordinances with an additional amendment to Section 78-126 (a) to replace the last sentence with "*A person violating a provision of this ordinance is guilty of a separate offense for each day or part of a day during which the violation is committed, continued or permitted, unless otherwise provided.*"

Council Member Hogg seconded the motion.

Ayes: Mayor Saleh, Mayor Pro Tem Stinneford, Council Members Hogg, Martin, Mickan, Porterfield, and Bynum

Nays: None

Mayor Saleh declared the motion carried.

ITEM NO. 8. APPROVED ACCEPTANCE OF CAPITAL IMPROVEMENT ADVISORY COMMITTEE SEMI-ANNUAL REPORT

Council Member Bynum motioned to approve acceptance of the Capital Improvement Advisory Committee Semi-Annual Report relative to the progress of the Capital Improvements Plan and the imposition of impact fees for the period of April 1, 2009, through September 30, 2009 (Resolution 09-02-CIAC).

Mayor Pro Tem Stinneford seconded the motion.

Ayes: Mayor Saleh, Mayor Pro Tem Stinneford, Council Members Hogg, Martin, Mickan, Porterfield, and Bynum

Nays: None

Mayor Saleh declared the motion carried.

ITEM NO. 9. HELD PUBLIC HEARING AND APPROVED RECOMMENDED PROJECT SELECTION FOR THE 36TH YEAR COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROJECT FOR FISCAL YEAR 2010-2011

Mayor Saleh opened the public hearing at 7:18 p.m.

Planning and Development Director Chris Barker presented the item to the City Council, and stated that the selected project is a wastewater line replacement generally located along Pauline, Bayless, and Jones Streets in the Oakwood Terrace West Addition, located in south Euless. CDBG funding will be utilized for the design, engineering, and construction of the wastewater line. The project will directly affect approximately 53 residential properties, at a cost of approximately \$317,900.00. He added that the \$34,286.00 remaining from the 34th year CDBG year funding will be carried forward and utilized to cover any cost beyond the \$300,000.00 36th year project allotment.

Mayor Saleh asked for any proponents followed by opponents wishing to address the City Council regarding the project.

There being no one wishing to address the City Council, Mayor Saleh closed the public hearing at 7:20 p.m.

Council Member Mickan motioned to approve the recommended project selection for the 36th year Community Development Block Grant (CDBG) Project for Fiscal Year 2010-2011.

Mayor Pro Tem Stinneford seconded the motion.

Mayor Saleh, at the request of Council Member Bynum, outlined the requirement of elected official's attendance at the Tarrant County Mayor's Council meetings in order to be eligible for CDBG funding.

Ayes: Mayor Saleh, Mayor Pro Tem Stinneford, Council Members Hogg, Martin, Mickan, Porterfield, and Bynum

Nays: None

Mayor Saleh declared the motion carried.

ITEM NO. 10. PUBLIC COMMENTS

There were no public comments.

ITEM NO. 11. REPORTS

Director of Planning and Development Chris Barker presented a PowerPoint presentation introducing the staff of the Planning and Development department and reviewing the duties and responsibilities of the department. Additionally, he asked that everyone keep Inspector Richard Ross in their thoughts and prayers as he has been unexpectedly hospitalized and expects to undergo a necessary medical procedure on Thursday morning.

CITY ATTORNEY

No report given.

CITY MANAGER

City Manager McKamie introduced Kenneth Jacobs, Jr. from Galveston. Kenneth attends the University of Texas at Arlington and plans to serve as a city manager in the future.

City Manager McKamie announced that Cathy's Moody's husband, Kevin, passed away unexpectedly at the age of 51. Cathy is a retired city employee who worked in the Police Department in excess of 20 years. Funeral services will be held February 24, 2010, 3:00 p.m. at Bluebonnet Hills.

CITY COUNCIL

ITEM NO. 12. ADJOURN

Mayor Saleh adjourned the meeting at 7:37 p.m.

APPROVED:

ATTEST:

Mary Lib Saleh
Mayor

Susan Crim, TRMC
City Secretary